

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

VINCENT IODICE,

Plaintiff,

-v.-

ARCHCARE AT TERENCE CARDINAL COOKE  
HEALTH CARE CENTER; 1199 SEIU UNITED  
HEALTHCARE WORKERS EAST; and JANICE  
ATKINS,

Defendants.

20 Civ. 4217 (KPF)

ORDER

KATHERINE POLK FAILLA, District Judge:

On September 3, 2020, this Court issued an order to show cause due to Plaintiff's failure to serve Defendants with the Amended Complaint without the time require by Federal Rule of Civil Procedure 4(m). The Court is now in receipt of several declarations and a memorandum in response to the order to show cause. (Dkt. #17-19). In short, Plaintiff has provided evidence that he attempted to effect service on Defendants 1199 SEIU United Healthcare Workers East and Ms. Janice Atkins on multiple occasions, and also mailed a waiver of service to those Defendants, but all without result. (Dkt. #18). Plaintiff now asks for an additional 30 days to effectuate service, and also asks for leave to effectuate service by alternative means. (*Id.*).

Given Plaintiff's representations, the Court hereby gives Plaintiff until November 5, 2020, to effectuate service on Defendants 1199 SEIU United Healthcare Workers East and Ms. Janice Atkins. However, the Court will not at this time grant Plaintiff leave to effectuate alternative service. If Plaintiff is

unable to effect service by normal means by November 5, 2020, Plaintiff must file a separate motion seeking leave for alternative service and providing good cause for such a request.

SO ORDERED.

Dated: October 5, 2020  
New York, New York

A handwritten signature in blue ink, reading "Katherine Polk Faila".

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KATHERINE POLK FAILLA  
United States District Judge